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Attorney for Plaintiff  
Linda Wren

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

LINDA WREN,

Plaintiff,

vs.

METROPOLITAN LIFE INSURANCE  
COMPANY; and Does 1 to 50 Inclusive,

Defendants.

) Case No. C 08-3361 PJH

) **STIPULATION TO CONTINUE HEARING**  
) **ON PARTIAL SUMMARY JUDGMENT**  
) **AND [PROPOSED] ORDER THEREON**

) **Date:** June 3, 2009

) **Time:** 9:00 a.m.

) **Courtroom:** 5, 17<sup>th</sup> Floor

) Hon. Phyllis J. Hamilton

The parties in this action, through their respective counsel of record, hereby stipulate as follows:

1. That the hearing on the Motion for Partial Summary Judgment filed on April 29, 2009, by defendant Metropolitan Life Insurance Company, be continued to June 24, 2009, and that the due dates for the parties' briefing be continued accordingly, such that plaintiff's opposition papers are to be filed no later than June 3, 2009, and defendant's reply papers are to be filed no later than June 10, 2009. The parties agree that the stipulated continuance will facilitate settlement discussions between the parties which may resolve the case and moot the pending partial summary judgment motion, and that proceeding with the motion as currently

STIPULATION TO CONTINUE HEARING ON  
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PROPOSED ORDER THEREON

1 scheduled would likely impede and render more difficult efforts at settlement.

4 Dated: May 12, 2009

5 \_\_\_\_\_/s/  
6 Richard Johnston  
7 Attorney for Plaintiff  
8 Linda Wren

8 Dated: May 12, 2009

Barger & Wolen LLP

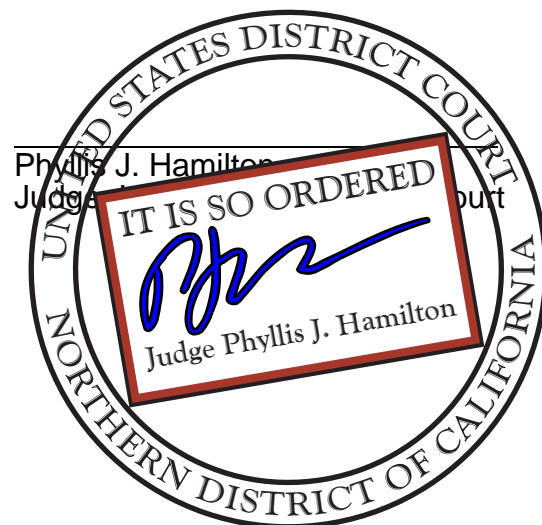
9 \_\_\_\_\_/s/  
10 By: Michael A.S. Newman  
11 Attorneys for Defendant  
12 Metropolitan Life Insurance Company

12 **[Proposed] Order**

13 The court, having considered the foregoing stipulation and good cause appearing  
14 therefore,

15 IT IS ORDERED that the hearing on defendant Metropolitan Life Insurance Company's  
16 pending partial summary judgment motion, originally noticed for June 3, 2009, is continued to  
17 June 24, 2009, at 9:00 a.m. Plaintiff's opposition papers are to be filed no later than June 3,  
18 2009, and defendant's reply papers are to be filed no later than June 10, 2009.

19  
20 Dated: May 15, 2009



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STIPULATION TO CONTINUE HEARING ON  
PARTIAL SUMMARY JUDGMENT MOTION AND  
PROPOSED ORDER THEREON